
* FULL LEASED *
* WIRE DISPATCHES *

The Daily Capital Journal

* CIRCULATION IS *
* OVER 4000 DAILY *

THIRTY-NINTH YEAR

SALEM, OREGON, TUESDAY, MAY 16, 1916

PRICE TWO CENTS ON TRAINS AND NEWS
STANDS—FIVE CENTS

JOHN MCCARTHY A KERRY FARMER "SPILLED BEANS"

Tracks In the Sand On the
Beach Awakened His
Suspicion

THIS LED TO DISCOVERY
OF SIR ROGER CASEMENT

No Question of Casement's
Guilt—the Only One Being
His Punishment

By Wilbur S. Forrest.
(United Press staff correspondent.)
London, May 16.—John McCarthy, a Kerry farmer, upset the planning which Berlin had carefully been laying for months with the object of having Sir Roger Casement's rebellion swept Ireland. This fact was brought out today in Casement's preliminary hearing on a treason charge. McCarthy, and not the secret service, caused the knight's capture.

McCarthy was called to the witness stand and spoke with such a rich brogue that the court and spectators had difficulty in understanding him. His story revealed that on the morning of Good Friday, he testified he was walking on the coast near Tralee when he noticed a small boat floating toward the shore. He also observed fresh footprints in the sand.

His suspicions being aroused, he notified the army barracks. Officers were assigned to investigate.

At this point Sergeant Herne took up the story. He said that police scattered along the coast and found Casement in an old fort.

Sir Roger, said Herne, protested against his arrest, claiming to be Richard Morton, an author. Nevertheless he was taken to the barracks after having dropped a paper containing the phrase: "Await further instructions. Have decided to stay. Further ammunition, rifles needed. Send another ship."

Sergeant James Butler escorted Casement to the Dublin train, where, he testified, Sir Roger broke down and sobbed when informed that his two confederates had been drowned.

Scotland Yard Inspector Cook testified that Casement admitted his identity at the London railway station.

Constable Reilly actually arrested Casement. He testified that upon searching his prisoner he found a German memorandum covering Casement's recent travels in Germany.

Martin Collins, a lad driving a pony cart which officers commandeered to drive Casement to Tralee, identified the defendant.

Sidney Waggoner, the last crown witness to be heard before court adjourned until tomorrow, was a signal man aboard the British warship which overhauled the German auxiliary accompanying the submarine conveying Casement to Ireland.

He testified that he hailed the German and received an unsatisfactory response, whereupon he ordered the auxiliary to proceed toward Queenstown. The Germans, he swore, scuttled their vessel, donned German naval uniforms and took to the lifeboats. Then they surrendered.

THIS WAS OLIVE DAY

San Francisco, May 16.—Ripe olives were featured on many menus in California today in honor of the annual olive festival. There were many special exercises at several places, notably Oroville, northern headquarters of the olive growers.

ABE MARTIN



Among other things the auto has been used in the case of a woman who was injured by a car. It was a little common sense that most of us fall down.

Dropped Dead While Telling His Warning

Boise, Idaho, May 16.—Henry C. Olney, age 74, of Sand Point, Idaho, spoke before the annual state convocation of Royal Arch Masons here. He thanked the others for the gift of a Masonic ring. Then he said that a physician told him it was doubtful if he ever reach the Boise convocation. This point in his talk suddenly, Olney stopped throat, and Olney was paper man, later was editor of a newspaper a elder, Colo.

NINE KILLED AND TWENTY INJURED

Blasts In Excavation Wrecks
Old Building at Akron,
Used As Restaurant

Akron, Ohio, May 16.—Four men, four women and a little girl were dead and 20 were injured today as the result of a building collapsing here last night. The old Beacon Journal structure, now housing the Crystal restaurant, was wrecked by four successive blasts in nearby excavations, while a crowd was dining. As explosion followed explosion, the walls trembled, then the roof caved in and the entire building crumbled into debris. Flames began leaping through the ruins as imprisoned victims screamed for help.

Quick work on the part of firemen prevented the blaze from eating up the bodies of the killed. A police investigation of the disaster was started today.

Market Proves Heavy Prices Sag Again

New York, May 16.—The New York Sun's financial review today said: Irregular and somewhat reactionary tendencies developed in the market today, being a not unusual reflection of the sharp advances of the preceding session. Heavy profit taking and distribution selling were self evident both yesterday and Saturday although offerings were well taken and a large percentage of the buying represented by short coverings. When this was completed the market merely fell back to digest securities that had been unloaded. The rank and file of brokers expressed expressed disappointment at the failure of standard issues to continue the improvement but professionals, mainly responsible for the bullish activity, expressed satisfaction. They pointed out that the list, while irregular, disclosed no structural weakness. Trifling setbacks are always attendant features of a professional bull campaign. Prices opened higher under the same influence that controlled yesterday's upward swing and buying was of much the same character.

Company M Riflemen Will Receive Medals

Riflemen of Company M who have qualified during the year 1915, will stand up tonight and receive from the hands of Captain Max Gehlar, bronze medals, received today direct from the war department. These medals are conferred on those who have qualified as experts, sharpshooters and marksmen. Those to receive medals are as follows: Re-qualification Bar—Mittel, Bantz, Gehlar, Neer.

Expert—C. Chandler, L. Judson, G. Carroll, S. Hickox, Anderson, Cannon, Sharpshooter—Wygant, Alford, Chandler, Dineck, Chisling, Kammer, Serber.

Marksmen—Hill, Reigelman, Judson, Lenord, Hensley, Kendall, Libby, B. E. Lewis, Aldine, Holderman, Bernhart, Grillapp, Maynard, Nagal, Allen, Ackerman, Coats, Copeland, McLeod, Norwood, White.

Young Man Injured by Fall at Waconda

Mark Aspinwall fell through the floor of his brother's mill at Waconda this morning and injured his back in a painful manner. He was brought to town for treatment by Dr. B. H. White who attended the case. The young man was carried on a stretcher in an automobile and this gave rise to the rumor which was current this morning about town that here had been a serious auto accident.

Divorced Because Hubby Rattled Dishes

Los Angeles, Cal., May 16.—Because her husband rattled the dishes and devised other means of disturbing her guests, Mrs. Anna E. Walling was today granted a decree of divorce from August E. Walling, by Judge Works. She gave her testimony several days ago in support of her charge of cruelty, at which time she stated that, although they lived in the same house for nine years they ate at different tables and occupied separate rooms.

AUSTRIANS FALL BACK AT ROVERTO ---BIG BATTLE DUE

300,000 Concentrated On
Trentino-Tyrol Front to
Meet Italians

ITALIAN GUNS WRECK
DEFENSES FAST AS BUILT

Austrians Dragging Guns Up
Mountains to Meet Ex-
pected Attack

By John H. Hearnly.
(United Press staff correspondent.)
Rome, May 16.—Austrian troops have today abandoned their advanced positions before Roverto, evidently expecting a strong Italian offensive upon Trent. The Adige Valley and villages through which the Italians might move were cleared of all non-combatants Sunday, according to refugees.

Three hundred thousand Austrians are concentrated on the Trentino-Tyrol front. The Austrians are dragging their guns up the mountains, constructing rock barriers and making other extensive preparations to meet the expected assault.

Meanwhile, the Italians are improving their positions at Roverto. Artillery is wrecking the Austrian defenses as fast as they are constructed.

The war office communique detailed two months operations, including the recent Isanzo offensive to prevent the Austrians from reinforcing Germans before Verdun. The Italians captured 2,100 men, two field guns, 17 machine guns and destroyed 13 enemy aeroplanes and five hydroplanes.

German Attack Failed

London, May 16.—Copenhagen reports today said that the Germans were preparing to launch a sea and land campaign against Riga. The Kiel fleet is reported to have sailed upon Riga. The Von Hindenburg and other latest model superdreadnaughts are part of this fleet.

Field Marshal Von Hindenburg's land forces are manifesting the greatest activity in the direction of Riga.

German Attack Failed

Paris, May 16.—A German hand grenade attack northwest of Tilmont farm, northeast of Verdun, resulted in complete failure, the official communique said today. Elsewhere around Verdun and on the Woerwa plan there was nothing more than artillery fighting during the night. The Germans shelled Avocourt wood and Hill 304.

French Attacks Repulsed

Berlin, May 16.—Several French attacks against Hill 304, have been heavily repulsed, it was officially announced today. Northwest of Vaux another French charge was hurled back.

General Marchand Killed

Paris, May 16.—General Marchand has been killed at the front, dispatches declared today. Jean Baptiste Marchand, 51 years of age, was one of the most notable French generals. His clash with Lord Kitchener in 1898 threatened war between Great Britain and France. The episode was known as the "Fashoda incident." At the close of it, General Marchand surrendered Fashoda, Africa, to British troops under Kitchener.

Austrians Claim Victory

Vienna, May 16.—Austrian troops assisted by an overwhelming artillery fire hurled a sudden offensive against Italians in the Tyrol region and conquered a large number of important positions, it was officially announced today. They took 2,500 prisoners, including 60 officers.

Investigators Keeping Behind Closed Doors

San Francisco, May 16.—Behind closed doors, the federal inspectors of hulls and boilers today heard evidence of the sinking of the North Pacific liner Roanoke with a loss of 47 lives. P. O. Huffaker, customs inspector, who was on the steamer while it loaded for its fatal voyage, testified for an hour. Manuel Lopez, one of the three survivors, recalled to the stand said that the auxiliary wireless plant was in working order, but that the radio operator was unable to reach it when the Roanoke began tipping over. It developed that the liner was never out of sight of land on its whole final voyage.

STEEL CARS SAVED THEM

Clinton, Mo., May 16.—Three were injured today when the southbound Katy Flyer ran into an open switch. Five coaches hurtled over a 15 foot embankment. Steel cars saved many passengers when the train rolled over the embankment.

Slaughter's Sentence 15 Years In Prison

Oroville, Cal., May 16.—Rev. Madison Slaughter of Chico, was today sentenced to 15 years in San Quentin for an assault on Gertrude Lamson, aged 15. He will appeal for a new trial.

Judge Gregory, who presided at both of the minister's trials, imposed sentence. The room was crowded. Much surprise was manifested, as it had not been supposed that the pastor would receive so severe a punishment.

Slaughter and his attorneys will fight hard for a third trial. Meanwhile the pastor will remain in the county jail, his efforts to get freedom on bail having failed.

Slaughter faced his sentence stolidly. The only sound in the room besides that of the judge's voice was the sobbing of Mrs. Ivy Camper, defense witness and friend of the Slaughter family.

W. H. Schooner for the defense made a long speech on appeal for a new trial.

At noon Judge Gregory denied the motion of Schooner for a new trial and overruled a writ of probable cause for appeal. The case will be taken immediately to the appellate court, however. The other four indictments against Slaughter were dismissed on motion of District Attorney Raymond Leonard.

UNION IRON WORKS HAS 2,000 STRIKERS

On Top of This 1,000 Are Idle
On Account of Lack of
Helpers, Due to Strike

San Francisco, May 16.—While the Union Iron Works today was trying to reach an agreement with the rivet heaters and passers who walked out yesterday demanding increased wages, five hundred additional laborers, known as "bolters up", struck. They want their pay increased from \$2.25 to \$2.75 and \$3.00 a day.

More than 1,000 boilermakers had to quit work because of the lack of laborers, rivet heaters and passer boys. It is expected that the master mechanics will strike inside of 24 hours. This means that the Union works is now completely tied up. Since yesterday at least 3,000 men have stopped work, 2,000 on strike and 1,000 because of lack of assistants.

The passer boys, rivet heaters and laborers will meet this afternoon in the labor temple to organize two separate unions. At present they are not organized.

CAVALRY HOT AFTER GANG OF BANDITS

Villista Scouts Fire On Small
Detachment of American
Soldiers

El Paso, Texas, May 16.—American cavalry today hotly pursued seventy Villistas whose scouts attacked Lieutenant Patton and a small detachment of soldiers when they approached the Rubio ranch to buy provisions. The withdrawal of the American expedition from San Antonio was the signal for renewed Villista activities, according to advices. It was reported that Francisco Villa had recovered from his wounds and was again concentrating his men in the Durango mountains.

Two thousand Americans will soon be concentrated at Durango where munitions have been piled high in anticipation of heavy rains hampering the border trips made by army motor trucks. Lambert now being shipped to the interior of Mexico is presumably to be used for building permanent American headquarters for the rainy season.

Zapatistas Get Busy

Laredo, Texas, May 16.—Five persons were killed and an American named Hill robbed of \$3,000 in gold when Zapatistas wrecked a train between Palma Gonzalez and Queretaro last Friday, according to advices received today. No Americans were injured but all were robbed with the exception of Charles Douglas, President Wilson's envoy to the Mexicans.

Think Mexicans Wrecked Train

El Paso, Texas, May 16.—Southern Pacific officials are today investigating the wreck of the Sunset Limited forty miles east of here at midnight. Spikes were removed from the rails and the train hurled off the track. Three persons were injured. It is believed Mexicans were responsible.

Mexicans Suspected of Arson

El Paso, Texas, May 16.—Two Mexicans were arrested today as a result of a fire at Fort Bliss last Saturday. Other arrests are expected. It is believed there was an arson plot. General Funston ordered an investigation.

BIG SUBMARINE LAUNCHED

Oroville, Mass., May 16.—One of the largest submarines of the United States navy—L-11—was launched here today. It is 170 feet long with a steaming radius of 5,000 miles.

FRANCHISE TERMS UPHELD IN CASE OF CITY OF WOODBURN

Judge Galloway Rules Against
Power of Public Service
Commission

INCREASED SCHEDULE
OF RATES INVALID

Judge Holds That Franchise
Terms Must Prevail
Despite Commission

A decision that promises to be state wide in its influence was handed down in department number 2 of the circuit court by Judge William Galloway this morning when it was held that the Public Service commission could not set aside provisions of a franchise in the Woodburn Telephone case. The city of Woodburn granted a franchise to the United Telephone company in October, 1910, and one of the provisions under which the charter was granted to the telephone company was a schedule of maximum rates to be charged to subscribers of the telephone lines. The United Telephone company afterward sold out its franchise to the Western Telephone company and the city of Woodburn brought the suit against the Western Telephone company and the Public Service commission of Oregon.

In June, 1915, the Western Telephone company was granted a new schedule of rates by the Public Service commission after a hearing of both sides to the controversy and the new schedule of rates was from 75 cents to \$1.00 per month higher than the rates established by the provisions of the franchise. Under the terms of the franchise granted to the telephone company in 1910 the maximum rates were established as follows: One party line \$1.50 per month; two party line \$1.25 per month and for party lines of more than two parties \$1 per month.

The order of the public service commission dated June 16, 1915, raised the rates according to the following schedule:

Business phones: One party line \$2.50 per month; two party lines \$2.25 per month; four party line \$2 per month.

Residence phones: One party line \$2 per month; two party line \$1.75 per month; four party line \$1.50 per month; extension phones 50 cents per month extra.

Business suburban party line \$1.50 per month.

Residence suburban party line \$1 per month. Portable or desk phones 25c per month extra.

Farmer party lines upon which the subscriber owns and maintains equipment to the city limits \$6.00 per year.

The city of Woodburn filed a complaint asking that the court set aside the order of the commission and that the company be enjoined from collecting the increased rates. Judge Galloway's decision sets aside the order and issues the temporary injunction.

In handing down his decision Judge Galloway said that a franchise was held to be a contract and that a contract or its terms could not be changed or held for naught except upon the mutual agreement of both parties to the contract and that the city of Woodburn which was one of the original parties to the contract objected and that the public service commission was a third party who had no right to set aside the terms of the original contract. He also said that the legislature had no power to take away the rights of cities to govern their own affairs subject, of course, to the criminal laws of the state.

The life of the franchise granted in 1910 was 25 years and it is estimated by Attorney Blaine McCord, who represented the city of Woodburn, that Judge Galloway's decision would save the residents of Woodburn about \$40,000 in that time provided the number of telephones in Woodburn did not increase within the life of the franchise.

The public service commission was represented by assistant attorney general J. O. Bailey and McNary & McNary represented the telephone company with Carey & Kerr and Griffith, Leiter and Allen of Portland and Clyde B. Aitchison, of the public service commission. Attorney George G. Bingham appeared also for the city of Woodburn. The case will be appealed to the supreme court for final settlement as the public service commission has regulated the rates of water companies telephone companies and other public service corporations all over the state and has both raised and lowered existing rates.

JAP PREMIER IS POLITE

Tokio, May 16.—Art Smith, American aviator, was today in receipt of a communication from Count Oyama, premier of Japan, expressing regret for the episode of May 14 when a mob stoned Smith at Osaka because he delayed making an advertised flight.

Pacific Mail Increases Its Capital Stock

New York, May 16.—An increase in capitalization of the Pacific Mail Steamship company from \$1,000,000 to \$4,000,000 was authorized today, at a special meeting of stockholders. Twenty thousand shares of preferred stock and 400,000 of common are to be issued. An immediate issuance of 17,000 in preferred and 300,000 in common was authorized. It is to be offered to the stockholders at \$100 per share for preferred and \$5 per share for common stock.

BANDITS WRECK TRAIN 150 BURNED TO DEATH

Captured \$20,000 In Silver
But Refused to Take \$20-
000,000 Carranza Money

Laredo, Texas, May 16.—Mexican bandits buried to death 150 passengers in one car and wiped out the train guard in wrecking a train with nearly 1,000 persons aboard at Ayuso, near Mexico City, it was reported today. The survivors are understood to have reached Mexico City.

William Rosendale of Chicago, one of the passengers, arrived at Eagle Pass with details of the wreck. He heard that \$20,000 in silver had been taken from the express car, and that the Carranzista paymaster had been robbed of \$36,000 in paper money.

Rosendale took refuge in Douglas' private car which the bandits did not molest. He said that Douglas had \$20,000,000 in new Carranza paper currency in the car.

Other advices declared the bandits overlooked half a million dollars worth of valuables in the express coach.

A burned trestle caused the wreck. Engine and tender plunged into the gap, but the main part of the train remained on the rails. Zapatistas immediately swarmed over everything, shouting "Viva Villa!" They fired at the windows, then lined up and robbed the passengers.

A coal car took survivors to Celaya. They fled further when more fighting was reported at Chamsuero.

ORPET ON TRIAL FOR KILLING SWEETHEART

Charge Is That He Poisoned
Her So As To Be Free
to Marry Another

Waukegan, Ill., May 16.—Love letters which Miss Celestia Youker wrote to her fiancé, William H. Orpet, now on trial charged with murdering Marion Lambert, another sweetheart, will be submitted to the jury and a copy of them given to the defense, according to the judge's rulings today.

The court also decided that the love letters written in French which Miss Lambert sent to Orpet shall remain in sole possession of the prosecution at present.

Miss Youker will be an important witness for the state. The selection of a jury proceeded slowly today.

It is alleged that Orpet met Marion Lambert, a high school girl, by appointment in a forest, and to get rid of her so he could marry Miss Youker, poisoned her with cyanide.

"Orpet could expect a light punishment. I believe he killed Marion, but vengeance is my last wish. I do not believe in capital punishment."

FATHER NOT REVENGED

Waukegan, Ill., May 16.—"I wish that William Orpet would confess," said the father of Marion Lambert today in discussing the alleged murder of his daughter by her sweetheart. He added:

"Orpet could expect a light punishment. I believe he killed Marion, but vengeance is my last wish. I do not believe in capital punishment."

TODAY'S BALL SCORES

American R. H. E.
Detroit 3 11 2
Washington 15 15 3

Boehler, Boland, Erickson and Stange; Gallia and Henry. Baker replaced Stange.

All other games postponed, rain. Boston-Pittsburg postponed, rain. New York-Chicago postponed, cold weather.

National R. H. E.
Philadelphia 5 6 2
Cincinnati 3 6 1

Mayer and Killifer; Schultz, Kentzer and Clarke.

HOPPE MEETS DALTON

Los Angeles, Cal., May 16.—Fight fans are primed today for one of the fastest lightweight bouts of the season when Willie Hoppe of San Francisco meets Steve Dalton of Los Angeles at Vernon over the four round route tonight.

OBREGON TO SEND 10,000 TROOPS TO NORTH DISTRICTS

They Will Patrol Big Bend
and Parral Districts
Indefinitely

WILL NOT GET IN REAR
OF THE AMERICAN ARMY

General Scott Thinks Situation
Has Passed Beyond
Danger of Break

Washington, May 16.—The cabinet today discussed General Hugh Scott's report on his conference in El Paso with General Alvaro Obregon. The report submitted to the president and his advisors included a transcript of the conversations. They indicated a desire on the part of Carranza and Obregon to cooperate with the American forces. There is said to be no cause for alarm or for a change in the Mexican policy. The Tampico situation, however, causing uneasiness.

Scott reported the situation better than it had been for weeks. He said that Obregon was suspicious when he arrived, fearing that the Americans intended to remain in Mexico. The Mexican war minister left El Paso convinced that the expeditions only object was to suppress banditry.

Obregon agreed to send ten thousand of the best Carranza troops to patrol the Big Bend and Parral districts and agreed that Carranzistas in Sonora west of Pulpita Pass should not attempt to get in the rear of General Pershing's army.

General Scott Pleared By Carl D. Gross

(United Press staff correspondent.)
Washington, May 16.—As a result of General Hugh Scott's report, cabinet members today believe that a satisfactory agreement has practically been reached between Mexico and the United States. The Mexican crisis has probably dimmed into the same class as the German situation.

Time alone, it is believed, is needed to completely clean up the border issues. Scott is convinced that General Obregon is completely satisfied as to the American army's status as a punitive expedition.

He also agreed to order de facto troops to pursue the Bouquillas and Glenn Spring raiders and attempt to rescue Demier, one of the Americans carried away as a prisoner.

Thought Better Of It

San Antonio, Texas, May 16.—Carranza soldiers today threatened to cross the border at Douglas to retrieve three thousand cattle imported by Americans because they refused to pay the Mexican export duty. The de facto troops were threatening to drive back the stock when General Funston menaced them with an American force. The Mexicans decided to remain on their own side of the line.

Governor Will Skip

Galveston, Texas, May 16.—President Cabrera of Guatemala is reported preparing to flee the country today because the revolution raging there has grown beyond control of his government troops.

LOGGING TRAIN KILLS TWO

Eureka, Cal., May 16.—Frank Ricola and Joseph Monch were dead today as the result of an accident to a logging train on the Little River. A coupling broke. Two cars ran away. The men were fatally crushed. Two others were seriously hurt.

MRS. PANKHURST TO SPEAK

San Francisco, May 16.—Speaking in behalf of the destitute Serbians, Belgians, French and Poles, Mrs. Emmeline Pankhurst, noted English suffragette, will appear in San Francisco, May 29. All money raised by the sale of seats will go to relief funds.

CONFEDERATES CELEBRATE

Birmingham, Ala., May 16.—Forty thousand confederate veterans and their relatives are attending their twenty-sixth reunion here today. They are encamped in the fair grounds and the parks.

THE WEATHER

WISH I WAS A POLITICIAN

Oregon: Tonight and Wednesday showers and thunderstorms; not so warm west portion; westerly winds.

